IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

CRIMINAL APPLICATION NO. 2255 OF 2007

Shankar Nana Sule and others. ... Applicants.

V/s.

The State of Maharashtra. ... Respondent.

Rajiv Patil i/b. V.V.Purwant for the applicants.

Y.S.Shinde, APP for the State.

CORAM: V.C.DAGA, J.

DATED: 20th July 2007.

P.C.:

. Heard learned counsel for the applicants and learned A.P.P. for the State.

2. The applicants are seeking bail in connection with C.R.No.I-05/2007 registered against them with Panvel Railway Police Station, Panvel for the offences punishable under sections 302, 201 of Indian Penal Code.

3. The learned counsel for the applicants makes a statement that he does not want to press this application so far as applicant Nos.1 and 2 are concerned. In that view of the matter, application is rejected so far as applicant Nos.1 and 2 are concerned. At this stage, learned counsel for the

applicants seeks time for their surrender before the investigating officer. Accordingly, one week time is granted. Applicant Nos.1 and 2 to surrender before the investigating officer within one week from today.

4. So far as applicant Nos.3 to 5 are concerned, learned counsel for the applicants states that there is no material against them. Learned A.P.P. appearing for the State also concedes that there is no incriminating material against applicant Nos.3 to 5 so as to implicate them at this stage for the offences charged against them. In the above view of the matter, I am inclined to grant pre-arrest bail in favour of applicant Nos.3 to 5, subject to the following conditions:

(a) that in the event of arrest of applicant No.3- Bajrang Shamrao Virkar; applicant No.4- Manoj Shrirang Virkar and applicant No.5- Bhagatsingh Pandurang Virkar in connection with C.R.No.I-105/2007 registered with Panvel Railway Police Station, they shall be released on bail of Rs.25,000/- each with one or two sureties to make up the amount of them.

(b) that all the applicants shall report to the Panvel Railway Police Station as and

when called. It is needless to mention that breach of any of the conditions by the applicants shall result in cancellation of bail.

(c) The applicants to furnish to the investigating officer the details about his place of residence. The applicants shall not change their residential addresses thereafter till the conclusion of the trial without prior intimation to the investigating officer.

(d) The applicants shall not directly or indirectly, make any inducement or threat or pressurise any prosecution witnesses and shall not in any manner tamper with the prosecution evidence.

(e) The applicant shall co-operate with the investigating agency for disposal of the case. It is needless to mention that breach of any of the conditions by the applicants shall result in cancellation of bail.

3. Application stands disposed of accordingly.

JUDGE